

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Commission,) Docket No. 911-011/PI-79
on its own motion, seeking to)
establish Phase II enhanced) ORDER
wireless 911 service)
implementation.) Entered: April 10, 2007

BY THE COMMISSION:

The Enhanced Wireless 911 Act (the Act) provides in part, "The commission shall have any powers necessary to carry out the intent and purposes of the act." ¹ Furthermore, "The commission shall determine the most efficient method for providing enhanced wireless 911 service."² In anticipation of the costs and data development associated with Phase II, the Commission established a process by which implementation of Phase II can be handled in an efficient and cost effective manner.

On May 21, 2004, as part of that process, the Commission issued a Request for Proposal (RFP) to vendors in an effort to coordinate the purchase of Phase II equipment and services for all PSAPs that have implemented Phase I and require these resources. On August 31, 2004, the Commission designated Vendors of Choice for Phase II of Enhanced Wireless 911.

On August 29, 2006, the Commission issued an Order Requesting Amended Offerings and Pricing from Vendors of Choice which would allow any vendor wishing to update its equipment offerings and services to submit to the Commission information regarding any offerings not available at the time of their original response to the RFP. Subsequently, on October 24, 2006, the Commission approved new vendors and amended offerings and pricing from approved Vendors of Choice. On October 31, 2006, the Commission entered an order closing the RFP to further amended offerings and pricing from Vendors of Choice pending further order of the Commission.

On February 15, 2007, at the request of Antelope County, Frontier Communications (Frontier) submitted a request to include an offering of Plant/CML Rescue Star Equipment under the RFP.

¹ Neb. Rev. Stat. § 86-465(3).

² Neb. Rev. Stat. § 86-464.

Antelope County stated that the Rescue Star Equipment was currently in use in neighboring counties. Furthermore, Antelope County has previously dealt with Frontier and wishes to continue to work with them.

The Enhanced Wireless 911 Advisory Board considered Frontier's request at its March 23, 2007 meeting and recommended that it be approved on the condition that Frontier provide sufficient documentation regarding the equipment offering and prices to comply with the RFP requirements and to allow comparison with other equipment offerings. Frontier has since provided additional documentation to the Commission.

O P I N I O N S A N D F I N D I N G S

Although the Commission previously closed the RFP to amendments, based upon Antelope County's request, the Commission finds that the RFP can be opened for purposes of considering Frontier's request.

The proposed equipment described in Frontier's request meets or exceeds the Commission's original RFP requirements. Additionally, Frontier has provided the Commission with sufficient documentation so that its offering may be compared with other offerings. The Commission has reviewed Frontier's submission and hereby finds that the RFP should be amended to include the Rescue Star equipment offering and pricing submitted by Frontier.

This Order does not authorize or guarantee reimbursement from the Fund. The issue of reimbursement will be decided on a case-by-case basis through the application process consistent with past practices of the Commission.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the RFP should be amended to include the Rescue Star equipment offering and pricing submitted by Frontier.

MADE AND ENTERED at Lincoln, Nebraska, this 10th day of April, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director